

Application Number 10/540770
Response to the Office Action dated 03/20/2008

REMARKS

Favorable reconsideration of this application is requested in view of the following remarks.

The specification has been amended to include the correct structure of formula (I) and formula (I') as supported by the specification at page 26, line 7.

The Abstract has been amended to correct the structure of formula (I) as supported by the specification at page 26, line 7.

Claims 1, 2, and 5 have been amended to include the correct structure of formula (I) as supported by the specification at page 26, line 7, and a hydroxyprotective group for R and a hydrolysable ester group for R₅ as supported by the specification at page 21, lines 22-30 and 11-20, respectively; claim 3 has been amended to clarify the candidate compounds for the selection as supported by the original claim 3; claim 5 further has been amended to include a ester group for R₃ and a substituent group for R₄, limit the silyl group R₆ to a trialkyl silyl group, and remove the purpose of the cyclisation of compound (VIII) in addition to editorial revisions as supported by the specification at page 21, lines 11-20 for R₃, page 20, line 28 – page 21, line 2 for R₄, page 18, lines 1-12 for R₆; claims 7 and 12 have been amended to remove the exemplary language as supported by the original claims 7 and 12 and the specification at page 18, lines 19-24 and page 19, line 29 – page 20, line 3, respectively; claims 9 and 14 have been amended to remove the preferable ranges of the molar ratio and temperature, respectively; claim 14 further has been amended editorially; and claims 4, 6, 8, 10, 11, 13, and 15 have been amended editorially.

Claims 17 and 18 have been added as supported by the specification at page 21, lines 11-20; claim 19 has been added as supported by the specification at page 21, lines

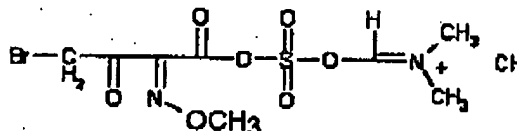
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11-20; and claims 20 and 21 have been added as supported by the specification at page 18, lines 19-24 and page 19, line 29 – page 20, line 3, respectively.

Claims 1-15 have been rejected under 35 U.S.C. 112, second paragraph, as being indefinite. Applicants respectfully traverse this rejection.

R in claims 1, 2, and 5 has been amended to remove “easily removable” and clarify the candidate compounds; formula (I) in claims 1, 2, and 5 has been amended to include the correct structure; claims 3, 7, and 12 have been amended to remove the exemplary language; claims 9 and 14 have been amended to remove the preferable ranges; R₆ of claim 5 has been amended to clarify the type of silyl group; R₄ of claim 5 has been amended to clarify candidate compounds; R₃ of claim 5 has been amended to clarify candidate compounds; and the formula (I) in the specification has been corrected. The chemical formulae of the compound of example 2 of the present application having amended formula (I) and original formula (I) are C₈H₁₂N₂O₇SBrCl and C₈H₁₂N₂O₆SBrCl, respectively, and accordingly, the molecular weights of the compound



Amended Formula (I) of example 2

having the amended formula (I) and the original formula (I) calculated from these chemical formulae are 395.5 and 379.5, respectively. As shown in the specification, the molecular weight of this compound is actually 395.5 as obtained by the mass spectrum (see page 26, line 7). Accordingly, the compound has the structure of amended formula (I); and this rejection should be withdrawn.

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In view of the above, Applicants request reconsideration of the application in the form of a Notice of Allowance.

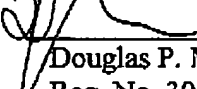


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DPM/my/ad

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